

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Mark B. CHANDLER *et al.*

Application No.: 09/639,818

Group Art Unit: 1743

Filed: August 17, 2000

Examiner: Maureen Wallenhorst

For: MICROPARTICLES WITH MULTIPLE  
FLUORESCENT SIGNALS AND METHODS  
OF USING SAME

Attorney Docket No. 215063.02501

**DECLARATION**

We, Mark B. Chandler and Don J. Chandler, both of Austin, Texas, hereby state and declare:

We believe that we are the original joint inventors of the subject matter which is described and claimed in United States Application No. 09/639,818, filed August 17, 2000, for the invention entitled MICROPARTICLES WITH MULTIPLE FLUORESCENT SIGNALS AND METHODS OF USING SAME.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56, including the continuation-in-part applications, material information which became available between the filing date or the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or § 365(b), of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Country	Application No.	Filed (Day/Mo./Yr.)	(Yes/No) Priority Claimed
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PATENT APPLICATION

We hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application No. \_\_\_\_\_ Filed (Day/Mo./Yr.) \_\_\_\_\_

60/149,225

August 17, 1999

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Application No. \_\_\_\_\_ Filed (Day/Mo./Yr.) \_\_\_\_\_ Status  
(Patented, Pending, Abandoned)

We hereby direct that all correspondence be addressed to the address associated with the firm and Customer Number listed below:

KATTEN MUCHIN ZAVIS ROSENMAN  
Customer Number: 27160

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor Mark B. Chandler Inventor's  
signature *Mark B. Chandler*

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Second Inventor's signature *Don J. Chandler*

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PATENT APPLICATION

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